

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

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5 UNITED STATES OF AMERICA,

6 Plaintiff,

7 vs.

8 OMAR QAZI,

9 Defendant.

2:15-cr-00014-APG-VCF

**ORDER**

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11 Before the court are defendant's motion to substitute standby counsel (ECF No. 291), defendant's  
12 motion for a status conference (ECF No. 297) and defendant's motion for CJA funds (ECF No. 298).

13 On January 4, 2017, the government filed a notice of appeal (ECF No. 282). The government  
14 appeals from Judge Gordon's January 18, 2017 oral rulings (ECF No. 281) suppressing and excluding  
15 evidence from the trial of this case. The ruling appealed from granted in part defendant's motion to  
16 suppress (ECF No. 192) and affirmed the magistrate judge's report and recommendation (ECF No. 199).

17 That appeal is currently pending, with appeals court case number: 17-10004 9th Circuit Court of  
18 Appeals. Lance Hendron, defendant's standby counsel in this court, is listed as CJA appointed counsel  
19 on the 9th Circuit Docket. Any request to replace defendant's counsel on appeal must be addressed to the  
20 9th Circuit Court of Appeals using the above referenced court of appeals case number.

21 No basis exists on this record to replace Mr. Hendron as standby counsel in this court.

22 Defendant reports that his court appointed investigator, Craig Retke, mentioned that CJA funds  
23 are running low. Mr. Retke may make an appropriate application to the CJA administrator for additional  
24 funds, for investigation and for items defendant characterizes as legal necessities, which will be processed  
25 in the ordinary course.

1 Defendant reports that the government has not served him with papers filed in this case. The court  
2 will set a deadline by which the government must certify to the court that defendant has received copies  
3 of all documents filed by the government in this action and the DNA Case File Judge Gordon ordered  
4 produced on January 5, 2017 (ECF No. 288).

5 Finally, defendant reports that Alexander Loglia, a paralegal, working under direction of standby  
6 counsel, assisting defendant with logistics relating to his defense, has quit. The court will set a deadline  
7 by which Mr. Hendron must report Mr. Loglia's status.


8 Accordingly, IT IS HEREBY ORDERED that defendant's motion to substitute standby counsel  
9 (ECF No. 291) and defendant's motion for a status conference (ECF No. 297) are DENIED;

10 IT IS FURTHER ORDERED that defendant's motion for CJA funds (ECF No. 298) is denied  
11 without prejudice to the consideration of an appropriate application to the CJA administrator;

12 IT IS FURTHER ORDERED that on or before April 13, 2017, the government must certify to the  
13 court that defendant has received copies of all documents filed by the government in 2017 in this case,  
14 together with a complete copy of the government's DNA case file; and

15 IT IS FURTHER ORDERD that on or before April 13, 2017, Lance Hendron must report to the  
16 court on the status of Mr. Logiila with regard to assisting defendant with logistics.

17 DATED this 29th day of March, 2017.

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19 CAM FERENBACH  
20 UNITED STATES MAGISTRATE JUDGE  
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